

Department of Veterans Affairs

Pt. 18b

to furnish assurance of compliance, or other source indicates noncompliance with Title VI; and

report to the Chief Medical Director or the Under Secretary for Benefits, whichever is appropriate, the results of investigations, audits, reviews and evaluations or the results of attempts to secure voluntary compliance.

[35 FR 10759, July 2, 1970, as amended at 51 FR 10386, Mar. 26, 1986]

§ 18a.5 Delegation to the General Counsel.

The General Counsel is delegated the responsibility, upon receipt of information from the Under Secretary for Benefits, the Chief Medical Director, or the designee of either of them, that compliance cannot be secured by voluntary means, of forwarding to the recipient or other person the notice required by § 18.9(a) of this chapter, and also is delegated the responsibility of representing the agency in all proceedings resulting from such notice.

[35 FR 10759, July 2, 1970]

PART 18b—PRACTICE AND PROCEDURE UNDER TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 AND PART 18 OF THIS CHAPTER

GENERAL RULES

Sec.

- 18b.1 Scope of rules.
- 18b.2 Reviewing authority.
- 18b.9 Definitions.
- 18b.10 Records to be public.
- 18b.11 Use of number.
- 18b.12 Suspension of rules.

APPEARANCE AND PRACTICE

- 18b.13 Appearance.
- 18b.14 Authority for representation.
- 18b.15 Exclusion from hearing for misconduct.

PARTIES

- 18b.16 Parties.
- 18b.17 Amici curiae.
- 18b.18 Complainants not parties.

DOCUMENTS

- 18b.20 Form of documents to be filed.
- 18b.21 Signature of documents.
- 18b.22 Filing and service.
- 18b.23 Service; how made.
- 18b.24 Date of service.
- 18b.25 Certificate of service.

TIME

- 18b.26 Computation.
- 18b.27 Extension of time or postponement.
- 18b.28 Reduction of time to file documents.

PROCEEDINGS BEFORE HEARING

- 18b.30 Notice of hearing or opportunity for hearing.
- 18b.31 Answer to notice.
- 18b.32 Amendment of notice or answer.
- 18b.33 Request for hearing.
- 18b.34 Consolidation.
- 18b.35 Motions.
- 18b.36 Responses to motions and petitions.
- 18b.37 Disposition of motions and petitions.

RESPONSIBILITIES AND DUTIES OF PRESIDING OFFICER

- 18b.40 Who presides.
- 18b.41 Designation of an administrative law judge.
- 18b.42 Authority of presiding officer.

HEARING PROCEDURES

- 18b.50 Statements of position and trial briefs.
- 18b.51 Evidentiary purpose.
- 18b.52 Testimony.
- 18b.53 Exhibits.
- 18b.54 Affidavits.
- 18b.55 Depositions.
- 18b.56 Admissions as to facts and documents.
- 18b.57 Evidence.
- 18b.58 Cross-examination.
- 18b.59 Unsponsored written material.
- 18b.60 Objections.
- 18b.61 Exceptions to rulings of presiding officer unnecessary.
- 18b.62 Official notice.
- 18b.63 Public document items.
- 18b.64 Offer of proof.
- 18b.65 Appeals from ruling of presiding officer.

THE RECORD

- 18b.66 Official transcript.
- 18b.67 Record for decision.

POSTHEARING PROCEDURES; DECISIONS

- 18b.70 Posthearing briefs; proposed findings and conclusions.
- 18b.71 Decisions following hearing.
- 18b.72 Exceptions to initial or recommended decisions.
- 18b.73 Final decisions.
- 18b.74 Oral argument to the reviewing authority.
- 18b.75 Review by the Secretary.
- 18b.76 Service on amici curiae.

POSTHEARING DEPARTMENT ACTIONS

- 18b.77 Final Department action.